BEFORE THE LOK ADALATH
ORGANIZED BY THE KERALA HIGH COURT LEGAL SERVICES COMMITTEE

PRESENT :

THE HONOURABLE MR. JUSTICE M.M.PAREED PILLAY
(RETD.CHIEF JUSTICE, HIGH COURT OF KERALA)
&
THE HONOURABLE MR. JUSTICE M.R.HARIHARAN NAIR
(RETD.JUDGE, HIGH COURT OF KERALA)

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

CRP.No. 1392 of 1998(E)

AGAINST THE ORDER DATED 06/02/1998 IN IA 4066/97 IN OS.143/1986 of MUNSIFF COURT, THIRUVALLA

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REVN. PETITIONERS/DEFENDANTS 2 TO 6:
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1. GOVINDA PILLAI NARENDRAN, OORAYIL VEEDU, MATHILBHAGOM MURI, THIRUVALLA VILLAGE (D2)

2. BHAVANI AMMA RUGMINI AMMA OF -DO- (D3)

3. GOVINDA PILLAI UNNIKRISHNAN OF -DO- (D4)

4. BHAVANI AMMA OMMANA AMMA OF -DO- (D5)

5. BHAVANI AMMA THANKAMMA OF -DO- (D6)

(PETITIONER 2 AND 4 REPRESENTED AS POWER OF ATTORNEY HOLDER 3RD PETITIONER)

BY ADV. SRI.P.G.PARAMESWARA PANICKER
SRI.S.MANOJ KUMAR

RESPONDENTS/DEFENDANTS 1, 7 AND PLAINTIFFS:
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1. KUTTIYAMMA BHAVANIAMMA OORAYIL VEEDU, MATHILBHAGOM MURI, THIRUVALLA VILLAGE (D1)

2. LAKSHMI AMMA PONNAMMA, MANIMALAPARAMBIL THUKALASSERY MURI, THIRUVALLA VILLAGE (D7)

3. SREEKUMAR, OORAYIL -DO- -DO- (PLAINTIFF)

BY ADV. SRI.S.SUBHASH CHAND (FOR R2)

THIS CIVIL REVISION PETITION HAVING COME UP FOR DETERMINATION AT THE LOK ADALATH AND THE PARTIES HAVING SETTLED THE MATTER, THE FOLLOWING AWARD IS PASSED IN TERMS OF THE SETTLEMENT:

M.M.PAREED PILLAY (RETD. CHIEF JUSTICE) &
M.R.HARIHARAN NAIR (RETD. JUDGE)

C.R.P. No.1392 OF 1998

Dated this the 19th day of January, 2007

A W A R D

M.M.PAREED PILLAY (Rtd. Chief Justice)

4th defendant (3rd revision petitioner), his counsel and Shri.M.K.Krishnankutty Nair, husband of the 7th defendant (2nd respondent) are present. After discussions the parties have settled their differences as per the following terms:

2. The 4th defendant shall pay a sum of Rs.5,00,000/- (Rupees Five lakhs only) within a period of 3 months from this date, whereupon 7th defendant shall execute conveyance of the property of 20 cents described in sale deed No.1932 dated 19.7.1976 of the Thiruvalla Sub Registry and put the revision petitioner in possession. In case the 4th defendant is in possession of valid power of attorney executed by any other revision petitioners the conveyance will be taking in to account such power of attorney also.

3. In case the amount is not paid by the 4th respondent on or before 30-4-2007 the revision petitioners will lose the benefit and the CRP will stand

dismissed. In case the 4th defendant is ready with and offers the sum of Rs.5,00,000/- and 7th defendant does not execute the sale deed as contemplated above, the revision petitioners will be free to sue the 7th defendant for specific performance and for recovery of the aforesaid 20 cents in accordance with law.

4. In view of the settlement as above all the petitions filed by the parties hereto in various courts will not be pursued by them any further. CRP is disposed of as above.

M.M.PAREED PILLAY
(RETD. CHIEF JUSTICE)

M.R.HARIHARAN NAIR
(RETD. JUDGE)

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